

# The Calvin Ball Bulletin

Legislation Edition: July 2013



This newsletter is dedicated to legislation relating to Howard County. I hope you find this information helpful and are able to take advantage of this opportunity to become more engaged. Below, you will find a brief description of each of the proposed bills and a link to view the legislation online. If you'd like to submit testimony to the County Council, you can email us at



[Councilmail@howardcountymd.gov](mailto:Councilmail@howardcountymd.gov). You may

also register in advance to testify at one of our Public Hearings. To do so, click [here](#). At this time, the General Assembly is in recess. When in session, this newsletter will also highlight legislation under

consideration impacting Howard County and bills our residents you may find of interest. For details on bills passed by the Howard County Delegation or the General Assembly, please contact **Dylan Goldberg** at **410-841-3360** or email [hoc1@mlis.state.md.us](mailto:hoc1@mlis.state.md.us).

## INTRODUCTIONS

All current Council legislation can be found [online](#).

## APPOINTMENTS

### TAO1-FY2014

**Introduced By, Introduced By, The Chairperson at the request of the County Executive**

AN ACT transferring \$1,400,000 in Pay As You Go funding to the Board of Education's capital project E0980, Systemic Renovations.

*Final Action:*

*Votes:*

### CR89-2013

**Introduced By, Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2014; transferring a total of \$5,213,460 to the Fixed Charges category; removing \$1,400,000 from the Maintenance of Plant category; amending the Operating Budget for Fiscal Year 2014 as reflected in Council Resolution No. 64-2013; and generally relating to the Board of Education Operating Budget for Fiscal Year 2014.

*Final Action:*

*Votes:*

## GENERAL

### CB38-2013

**Introduced By, Introduced By, The Chairperson at the request of the County Executive**

AN ACT amending the Watershed Protection and Restoration Fee to require that the fee schedule adopted by the County Council include an impervious surface rate and rates for residential properties; to provide that certain agricultural properties shall be charged the residential rate under certain conditions; to allow for certain credits for certain nonprofit entities; to clarify the Assistance Program as it relates to nonprofit entities and nonresidential properties; and generally relating to the Watershed Protection and Restoration Fee.

*Final Action:*

*Votes:*

### CB39-2013

**Introduced By, Introduced By, Greg Fox**

AN ACT modifying the Watershed Protection and Restoration Fee for certain religious institutions, noncollegiate educational institutions, community service

partners, certain historic properties, properties outside the planned service area for water and sewerage, certain swim clubs, and certain amateur athletic fields; providing a certain cap on the Fee County-wide; providing for a certain phase-in of the Fee; and generally relating to the Watershed Protection and Restoration Program in Howard County.

*Final Action:*

*Votes:*

#### **CB40-2013**

##### **Introduced By, Introduced By, Greg Fox**

AN ACT amending the PlanHoward 2030 by adjusting the Planned Service Area boundary of the Master Plan for Water and Sewerage to remove a specified area; by denoting a specified area as being in a specified Growth Tier, and generally relating to the PlanHoward 2030.

*Final Action:*

*Votes:*

#### **CB41-2013**

##### **Introduced By, Introduced By, The Chairperson at the request of the County Executive**

AN ACT, required by the Federal Emergency Management Agency, amending floodplain regulations in the Howard County Code in order to remain eligible for the National Flood Insurance Program; defining certain terms; amending certain definitions; clarifying certain provisions; making certain technical corrections; clarifying certain prohibitions against the storage of materials in a floodplain; setting forth the statutory authority and purposes of floodplain regulations; providing that a stricter law shall govern if there is a conflict of law; providing a basis for establishing special flood hazard areas and base flood elevations; providing for the use and interpretation of Flood Insurance Rate Maps; setting forth certain requirements for certain types of development in the floodplain under certain conditions and subject to certain limitations; requiring certain permits consistent with current requirements; requiring certain information to be submitted with a permit application; providing for certain disclaimers and warnings; establishing the role, duties and responsibilities of the Floodplain Administrator; requiring certain conditions when a development is going to affect the flood-carrying capacity of nontidal waters; requiring that certain subdivision and development proposals minimize flood damage; providing for certain enforcement authority; clarifying certain variance criteria; and generally relating to floodplain regulations in the Howard County Code.

*Final Action:*

*Votes:*

#### **CR88-2013**

##### **Introduced By, Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION approving schedules for various charges related to the Watershed Protection and Restoration Fee including a rate for residential properties; clarifying credits for nonprofit entities, and setting forth certain assistance amounts that apply to nonresidential properties.

*Final Action:*

*Votes:*

#### **CR90-2013**

##### **Introduced By, Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION approving an application by Barrow Family, LLC to sell an agricultural land preservation easement on their property, located on the north side of Old Frederick Road in Sykesville, Howard County, Maryland at Tax Map 8, Parcel 164 and consisting of approximately 74.06 acres to the Maryland Agricultural Land Preservation Foundation.

*Final Action:*

*Votes:*

#### **CR91-2013**

##### **Introduced By, Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into an agreement with Security Development Corporation, a Maryland corporation, for the construction of road improvements to realign the intersection of Ilchester Road and Landing Road.

*Final Action:*

*Votes:*

### **FINAL CONSIDERATION**

*Any Amendment that has a stike through (~~strike~~), failed.  
Any Amendment that is in brackets { } was not introduced.*

### **APPOINTMENTS**

#### **CR80-2013**

##### **Introduced By, The Chairperson**

A RESOLUTION confirming the reappointment of Jay H. Blackman to the Board of Directors of the Economic Development Authority.

*Final Action:*

*Votes:*

**CR81-2013**

**Introduced By, The Chairperson**

A RESOLUTION confirming the reappointment of Barry C. Curtis to the Board of Directors of the Economic Development Authority.

*Final Action:*

*Votes:*

**CR82-2013**

**Introduced By, The Chairperson**

A RESOLUTION confirming the reappointment of Dawn Marie Duignan, LCSW-C to the Howard County Local Children's Board.

*Final Action:*

*Votes:*

**CR83-2013**

**Introduced By, The Chairperson**

A RESOLUTION confirming the reappointment of Lisa S. Spitulnik to the Public Works Board.

*Final Action:*

*Votes:*

**GENERAL**

**CB32-2013**

**Supported Maps, Unsupported Maps**

**Introduced By, Introduced By, The Chairperson**

AN ACT adopting the 2013 Comprehensive Zoning Plan of Howard County in order to adopt the Howard County Zoning Maps and amend the Howard County Zoning Regulations, which include requirements related to zoning districts, permitted uses, accessory uses, temporary uses, nonconforming uses, conditional uses, design standards, density, lot size, building height limits, setbacks, parking, and supplementary regulations; and generally relating to zoning and land use in Howard County.

*Final Action:*

*Votes:*

**CB33-2013**

**Introduced By, The Chairperson**

AN ACT amending the Howard County Zoning Regulations to allow certain breweries as a matter of right in the M-1 (Manufacturing: Light) District and the M-2 (Manufacturing: Heavy) District; and generally relating to the Howard County Zoning Regulations.

*Final Action:*

*Votes:*

**CB34-2013**

**Introduced By, The Chairperson**

AN ACT amending moderate income housing unit provisions to allow a mix of low and moderate income units under certain conditions; defining certain terms; setting forth the number of required low and moderate income units; establishing certain rental rates and purchase prices; and generally related to moderate income housing units in Howard County.

*Final Action:*

*Votes:*

**CB35-2013**

**Introduced By, The Chairperson**

AN ACT amending moderate income housing unit provisions to allow certain alternatives to the moderate income housing unit obligation in certain zoning districts; allowing a developer to substitute moderate income housing units by purchasing, rehabilitating, and offering for sale certain existing housing units that are in foreclosure under certain conditions; allowing the substitution of units by offering a certain number of units to certain eligible low-income purchasers who have a certain annual household income; allowing a fee-in-lieu under certain conditions; and generally related to moderate income housing units in Howard County.

*Final Action:*

*Votes:*

**CB36-2013**

**Introduced By, The Chairperson**

AN ACT increasing the amount of the tax credit available for the restoration and preservation of certain eligible historic properties; increasing the number of years that any unused portion of the tax credit may be carried forward; providing for the application of this Act; and generally related to Howard County tax credits.

*Final Action:*

*Votes:*

**CB37-2013**

**Introduced By, Greg Fox**

AN ACT establishing a Watershed Protection and Restoration Fee for certain religious institutions, noncollegiate educational institutions, community service partners, and properties outside the planned service area for water and sewerage; and generally relating to the Watershed Protection and Restoration Program in Howard County.

*Final Action:*

*Votes:*

**CR84-2013**

**Introduced By, Courtney Watson at the request of Linwood Center, Inc.**

A RESOLUTION endorsing an application by Linwood Center, Inc. to the Maryland Department of Housing and Community Development's Community Investment Tax Credit program providing tax credits for individuals who donate to certain 501(c)(3) organizations.

*Final Action:*

*Votes:*

**CR85-2013**

**Introduced By, The Chairperson**

A RESOLUTION declaring that a total of approximately .1596 acres of real property maintained by Howard County and identified as a portion of the right-of-way of Dorsey Run Road is no longer needed for a public purpose and authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to Savage Towne Centre Ventures, LLC; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use and submits his finding to the County Council for its consideration.

*Final Action:*

*Votes:*

**CR86-2013**

**Introduced By, The Chairperson**

A RESOLUTION adopting the Housing Unit Allocation Chart for Fiscal Year 2014 pursuant to the Adequate Public Facilities Act of Howard County.

*Final Action:*

*Votes:*

**CR87-2013**

**Introduced By, The Chairperson**

A RESOLUTION adopting the Open/Closed Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the school regions and school districts that are open for residential development.

*Final Action:*

*Votes:*

**TABLED**

**CR150-2011**

**Introduced By, Greg Fox**

A RESOLUTION proposing to add a section to Article

VIII. "Centralized Purchasing" of the Howard County Charter to limit the exercise of the power of eminent domain so that the power is used only for public purposes and not for private economic development, and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XIA of the Maryland Constitution.

*Final Action: Tabled 10/3/2011*

*Votes: YEAS – Council Members Fox, Sigaty, Terrasa and Watson*

*NAY – Council Member Ball*

**CR49-2013**

**Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION confirming the appointment of Stephen M. Rice to the Public Transportation Board.

*Final Action: Tabled 6/3/2013*

*Votes: Unanimous*

**CR51-2013**

**Introduced By, The Chairperson at the request of the County Executive**

A RESOLUTION confirming the appointment of Sharonlee Vogel to the Adult Public Guardianship Review Board.

*Final Action: Tabled 6/3/2013*

*Votes: Unanimous*

**THE PROCESS**

The County Council is responsible for adopting the laws of the County. The legislative process generally follows a monthly cycle:

- 1st Monday - New legislation is introduced; legislation from prior month is given final consideration
- 3rd Monday - Public hearing on legislation introduced that month
- 4th Monday - Legislative work session, if needed
- 1st Monday - New legislation is introduced; legislation from prior month is given final consideration

Council bills must be signed or vetoed by the County Executive within 10 days of the Council's presentation of passed legislation.

## UPCOMING MEETINGS

Unless otherwise noted, the County Council will hold its meetings in the Banneker Room of the George Howard Building, 3430 Court House Drive, Ellicott City, MD.

The next meetings are as follows:

- Monday, June 24, 2013 at 4:30pm: Legislative Work Session
- Monday, June 24, 2013 at 6pm: Comprehensive Zoning Public Hearing on Western Area
- Wednesday, June 26, 2013 at 2pm: Comprehensive Zoning Work Session, CVG Room
- Thursday, June 27, 2013 at 7:30pm: Comprehensive Zoning Work Session, CVG Room
- Friday, June 28, 2013 at 8am: Comprehensive Zoning Work Session, CVG Room
- Monday, July 1, 2013 at 4pm: Comprehensive Zoning Work Session 4pm, CVG Room
- Monday, July 1, 2013 at 7:30pm: Legislative Session
- Monday, July 15, 2013 at 3pm: Comprehensive Zoning Work Session, CVG Room
- Monday, July 15, 2013 at 7:30pm: Legislative Public Hearing
- Tuesday, July 16, 2013 at 6:30pm: Comprehensive Zoning Work Session, CVG Room
- Wednesday, July 17, 2013 at 4pm: Comprehensive Zoning Work Session, CVG Room
- Monday, July 22, 2013 at 4:30pm: Legislative Work Session
- Wednesday, July 24, 2013 at 3pm: Comprehensive Zoning Work Session 3pm, CVG Room
- **Thursday, July 25, 2013 at 4:30pm: Special Legislative Session**
- August: COUNCIL IS IN LEGISLATIVE RECESS FOR THE MONTH OF AUGUST

\* Please note these dates are subject to change. To access the most up-to-date calendar of meetings, click [here](#).

Can't attend a meeting but still want to stay involved? You can stream the Council's sessions [online](#) and click

on the meeting you would like to watch. The Council's sessions are also streamed in real time on this website.

I encourage our residents to stay tuned in if these topics are of interest to you. As always, I hope you have found this information insightful, and I encourage you to share this newsletter with your neighbors.

All the best,



Dr. Calvin Ball  
Councilmember, District 2  
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*"The best way to find yourself is to lose yourself in the service of others." ~ Mahatma Gandhi*